

**THE ALCOHOL BEVERAGE BOARD
THURSDAY, DECEMBER 10, 2015 @ 1:00 PM
COUNTY COMMISSIONERS CONFERENCE ROOM
CHESAPEAKE BUILDING
41770 BALDRIDGE STREET
LEONARDTOWN, MD 20650**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, December 10, 2015 at 1:00 P.M. in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Moses Saldaña, Chair,
Linda Palchinsky, Vice-Chair
Aaron Mathis, Member
Betty Currie, Member
Kevin Hall, Member
James Tanavage, Attorney
Tamara Hildebrand, Board Administrator
Suzan Whilden, Administrative Assistant
Garland Thompson, Inspector
Cpl. James Stone, Alcohol Enforcement Officer - Absent

Chairman Moses Saldaña called the meeting to order at 1:00 p.m. and introduced the Board to the audience. Member Hall moved to approve the minutes of November 12, 2015 and it was seconded by Vice-Chair Palchinsky. Motion carried.

New Business

- Applications

Blue Wind Gourmet - Dana Rebarchick- Requesting Catering privilege

Dana Rebarchick appeared before the Board and was sworn in. Ms. Rebarchick stated that she would like to add a catering license to her establishment as she has had requests by clients for this added service. Member Mathis made the motion for approval and Member Currie seconded. Motion carried

- Violations

The Alcohol Beverage Board of St. Mary's County has received complaints alleging the Sale of alcoholic beverages to a person under the age of twenty (21) in violation of Section 12-108(a) of Article 2B of the Annotated Code of Maryland and Section 5.04(j) of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County for the following establishments:

- Abells Tavern . Bachitar Singh Randhawa
- Hermanville C-Store . Mohammad Rahman Qureshi
- Russell's Store . Janet L. Draper
- Sign of the Whale . Darlene T. Young
- Stop N Shop . C.S. Chawla & Veena Chawla
- WJ Dent . David Dent, William Dent & Thelma Sparks

All licensees and persons providing testimony appeared before the Board and were sworn in. Chairman Saldaña explained the violation hearing process.

Abells Tavern – Bachitar Singh Randhawa

Licensee Bachitar Singh Randhawa and a clerk, Samantha Gallatin appeared with Mr. Randhawa's attorney Hammad Matin. Mr. Randhawa pled guilty to the charges. Attorney Tanavage read into testimony the charges. Facts presented before the Board stated that on October 22, 2015 clerk Gallatin did not card the confidential informant. Chairman Saldaña called for a motion on the penalty. Member Currie made motion for RAST training for licensee and employees, a \$1000.00 fine, \$500.00 in abeyance for 3 yrs., the \$500.00 to be paid in 10 days or license will be suspended until the fine is paid. Member Hall seconded the motion. Motion carried. Chairman Saldaña reminded the licensee that they may appeal to Circuit Court within 30 days.

Hermanville C-Store– Mohammad Rahman Qureshi

Licensee Mohammad Rahman Qureshi and a clerk, Uttam Kumar Singh appeared with Mr. Qureshi's attorney Shane Mattingly. Mr. Qureshi pled guilty to the charges. Attorney Tanavage read into testimony the charges. Facts presented before the Board stated that on October 22, 2015 clerk Singh did not card the confidential informant. Mr. Singh did ask the CI if she was 21 yrs old and she answered yes so he proceeded with the sale. Chairman Saldaña called for a motion on the penalty. Mr. Qureshi stated that he had attended RAST. Member Hall motioned for a \$1000.00 fine, \$500.00 in abeyance for 3 yrs., \$500.00 to be paid in 10 days or license will be suspended until the fine is paid. Member Currie seconded the motion. Motion carried. Chairman Saldaña reminded the licensee that they may appeal to Circuit Court within 30 days.

Sign of the Whale – Darlene T. Young

Licensee Darlene T. Young appeared with the establishment's attorney Shane Mattingly. Ms. Young pled guilty to the charges. Attorney Tanavage read into testimony the charges. Facts presented before the Board stated that on October 22, 2015 the store clerk did not card the confidential informant. Chairman Saldaña called for a motion on the penalty. Member Mathis motioned for RAST training for licensee and recommends that the owner, managers and employees attend as well, a \$1000.00 fine, \$500.00 in abeyance for 3 yrs., \$500.00 to be paid in 10 days or license will be suspended until the fine is paid. Member Hall seconded the motion. Motion carried. Chairman Saldaña reminded the licensee that they may appeal to Circuit Court within 30 days.

Russell's Store – Janet L. Draper

Licensee Janet L. Draper appeared before the Board. Ms. Draper pled guilty to the charges. Attorney Tanavage read into testimony the charges. Facts presented before the Board stated that on October 22, 2015 Ms. Draper did not card but did ask the confidential informant, her age. Chairman Saldaña calls for a motion on the penalty. Ms. Draper had attended the RAST training after receiving the violation notice. Vice-Chair Palchinsky motions a \$1000.00 fine, \$500.00 in abeyance for 3 yrs., \$500.00 to be paid in 10 days or license will be suspended until the fine is paid. Member Currie seconded the motion. Motion carried. Chairman Saldaña reminded the licensee that they may appeal to Circuit Court within 30 days.

Stop 'N Shop – C.S. Chawla & Veena Chawla

Licensee C.S. Chawla appeared before the Board. A letter was provided for Veena Chawla for Mr. Chawla to speak on her behalf. Mr. Chawla pled guilty to the charges. Attorney Tanavage read into testimony the charges. Facts presented before the Board stated that on October 22, 2015, Mrs. Veena Chawla did ask, the confidential informant, how old she was and to see her ID. The CI showed Mrs. Chawla her vertical ID and proceeded with the purchase. Chairman Saldaña called for a motion on the penalty. Member Hall motioned for a \$1000.00 fine, \$500.00 in abeyance for 3 yrs., \$500.00 suspended to be paid in 10 days or license will be suspended until fine is paid. Member Mathis seconded the motion. Motion failed with Members Mathis, Palchinsky and Chairman Saldaña voting against the motion. Chairman Saldaña did not feel that the original motion fit the penalty. Member Currie called for a new motion for a \$1000.00 fine, payable within 10 days or license will be suspended until the fine is paid and RAST training for both licensees. Member Mathis seconded motion. Motion carried. Chairman Saldaña reminded licensee that they may appeal to Circuit Court within 30 days.

WJDent / Chiefs Bar- David Dent, William Dent, Thelma Sparks

Licensees David Dent, William Dent and Thelma Sparks appeared before the Board. Mr. David Dent pled guilty to the charges. Attorney Tanavage read into testimony the charges. Facts presented before the Board stated that on October 22, 2015 clerk Bridget Johnson did not card the confidential informant. Chairman Saldaña called for a motion on the penalty. All licensees had attended the RAST training after receiving the violation notice. Member Mathis motioned for a \$1000.00 fine, \$500.00 in abeyance for 3 yrs., \$500.00 to be paid in 10 days or license will be suspended until the fine is paid. Member Currie seconded motion. Motion carried. Chairman Saldaña reminded licensee that they may appeal to Circuit Court within 30 days.

- Officer/Member/Trade Name changes:

Lundeberg Port O'Call- Deleting Donald Nolan; adding Ambrose L. Cucinotta & J. Howard Thompson

Member Mathis made the motion for approval and Member Currie seconded. Motion carried

Other Business

- New Year's Permit Renewal requests

Chairman Saldaña read the names of the businesses into the record that have requested to remain open on New Year's Eve from 2:00 AM to 6:00 AM. Member Mathis made the motion to approve the requests and it was seconded by Member Currie. Motion carried.

- Proposals for Rules and Regulations

Discussion on language for conditional approvals of transfers- The Board decided that more discussion on this subject be moved to the January meeting.

- Board Administrator- Tammy Hildebrand

Sheriff MOU

Member Hall made the motion for approval and Member Mathis seconded. Motion carried

- Alcohol Enforcement Coordinator- Cpl. James Stone-

Cpl. Stone reported for the month of December that he conducted several trainings but had been off duty part of the month due to illness. There will be sobriety check points conducted during the Christmas holiday. On November 17, there were several DUI arrests, all of the perpetrators being over the age of 21. Cpl. Stone stated that he will remain in his current position as the Alcohol Enforcement Coordinator with the Sheriff's department. Chairman Saldaña questioned Cpl. Stone about his quota reports he must provide for his as part of the Sheriff's department Standard Operating Procedures. Cpl. Stone has provided this information to the Board for potential violations in the future.

- Board Inspector- Garland Thompson

Inspector Thompson inspected 15 establishments and did 9 follow-ups for the month of November

- St. Mary's Licensed Beverage Association- Dave Dent

Mr. Dent had no new news for the Board this month.

- Community Alcohol Coalition- ABSENT

Adjournment- Member Mathis made the motion for adjournment at 3:27 PM and Member Palchinsky seconded. Motion carried

Respectfully submitted,

Suzan Whilden, Recording Secretary

Moses Saldaña, Chair